

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

Lyon Financial Services, Inc.

SUMMONS IN A CIVIL ACTION

V.

Ronald Lissak,

CASE NUMBER:

08 CV 01339

TO: (Name and address of Defendant)

Ronald Lissak  
68 West 87th Street  
New York, NY 10024

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Lisa Lewis  
SHEPPARD MULLIN RICHTER & HAMPTON  
30 Rockefeller Plaza  
Suite 2400  
New York, NY 10012

an answer to the complaint which is served on you with this summons, within \_\_\_\_\_ days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

**J. MICHAEL McMAHON**

**FEB 11 2008**

CLERK

DATE

(By) DEPUTY CLERK



COURT UNITED STATES DISTRICT COURT  
 COUNTY OF SOUTHERN DISTRICT OF NEW YORK  
 LYON FINANCIAL SERVICES, INC.

CASE  
 Index No. 08 CV 01339

RONALD LISSAK,

against

Plaintiff(s)

Defendant(s)

**AFFIDAVIT OF  
 SERVICE OF SUMMONS  
 (AND COMPLAINT)**

IN A CIVIL ACTION, CIVIL COVER SHEET,  
 CORPORATE DISCLOSURE STATEMENT  
 PURSUANT TO RULE 7.1 OF THE  
 FEDERAL RULES OF CIVIL PROCEDURE

STATE OF NEW YORK, COUNTY OF NEW YORK SS: The undersigned, being duly sworn, deposes and says; deponent is not a party herein, is over 18 years of age and resides at BROOKLYN, NEW YORK  
 That on 2/12/08 at 1:45 P.M., at 140 WEST 57TH STREET, NEW YORK, NEW YORK STE.11A

deponent served the within summons, and complaint on  
 IN A CIVIL ACTION, CIVIL COVER SHEET,  
 CORPORATE DISCLOSURE STATEMENT PURSUANT  
 TO RULE 7.1 OF THE FEDERAL RULES OF  
 CIVIL PROCEDURE

RONALD LISSAK

defendant therein named,

- INDIVIDUAL by delivering a true copy of each to said defendant personally; deponent knew the person so served to be the person described as
1. ☐ said defendant therein.
- CORPORATION a corporation, by delivering thereat a true copy of each to
2. ☐ personally, deponent knew said corporation so served to be the corporation described in said summons as said defendant and knew said individual to be thereof.
- SUITABLE AGE PERSON by delivering thereat a true copy of each to JOHANNA E. HEINEMANN (CO-WORKER) a person of suitable age
3. ☒ and discretion. Said premises is defendant's—actual place of business—dwelling place—usual place of abode—within the state.
- AFFIXING TO DOOR, ETC. by affixing a true copy of each to the door of said premises, which is defendant's—actual place of business—dwelling place—
4. ☐ usual place of abode—within the state. Deponent was unable, with due diligence to find defendant or a person of suitable age and discretion thereat, having called there

MAILED ON: 2/12/08 AT 3:52 P.M.  
 C/O INTEGRAL PET ASSOCIATES, LLC

MAILING TO  
 RESIDENCE  
 USE WITH 3 OR 4

5A. ☐

MAILING TO  
 BUSINESS  
 USE WITH 3 OR 4

5B. ☒

DESCRIPTION  
 USE WITH  
 1, 2, OR 3

☒

Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a postpaid envelope properly addressed to defendant at defendant's last known residence, at and deposited said envelope in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State.

Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a first class post paid envelope properly addressed to defendant at defendant's actual place of business, at 140 WEST 57TH STREET, N.Y. N.Y. 10019 in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State. The envelope bore the legend "Personal and Confidential" and did not indicate on the outside thereof, by return address or otherwise, that the communication was from an attorney or concerned an action against the defendant.

<input type="checkbox"/> Male	<input checked="" type="checkbox"/> White Skin	<input type="checkbox"/> Black Hair	<input type="checkbox"/> White Hair	<input type="checkbox"/> 14-20 Yrs.	<input type="checkbox"/> Under 5'	<input type="checkbox"/> Under 100 Lbs.
<input checked="" type="checkbox"/> Female	<input type="checkbox"/> Black Skin	<input checked="" type="checkbox"/> Brown Hair	<input type="checkbox"/> Balding	<input type="checkbox"/> 21-35 Yrs.	<input type="checkbox"/> 5'0"-5'3"	<input type="checkbox"/> 100-130 Lbs.
	<input type="checkbox"/> Yellow Skin	<input type="checkbox"/> Blonde Hair	<input type="checkbox"/> Mustache	<input checked="" type="checkbox"/> 36-50 Yrs.	<input checked="" type="checkbox"/> 5'4"-5'8"	<input checked="" type="checkbox"/> 131-160 Lbs.
	<input type="checkbox"/> Brown Skin	<input type="checkbox"/> Gray Hair	<input type="checkbox"/> Beard	<input type="checkbox"/> 51-65 Yrs.	<input type="checkbox"/> 5'9"-6'0"	<input type="checkbox"/> 161-200 Lbs.
	<input type="checkbox"/> Red Skin	<input type="checkbox"/> Red Hair	<input type="checkbox"/> Glasses	<input type="checkbox"/> Over 65 Yrs.	<input type="checkbox"/> Over 6'	<input type="checkbox"/> Over 200 Lbs.

Other identifying features:

USE IN  
 NYC CIVIL CT.

☐

The words "CONSUMER CREDIT TRANSACTION" were prominently displayed at the top of the summons(es) and the additional legend was printed in not less than 12 point bold upper case type on the summons(es) pursuant to 22 NYCRR §208.6(d) and (f).

MILITARY  
 SERVICE

☒

I asked the person spoken to whether recipient was in active military service of the United States or of the State of New York in any capacity whatever and received a negative reply. ~~Recipient was not in military service of the United States or of the State of New York in any capacity whatever and received a negative reply.~~ The source of my information and the grounds of my belief are the conversations and observations above narrated. Upon information and belief I aver that the recipient is not in military service of New York State or of the United States as that term is defined in either the State or in the Federal statutes.

Sworn to before me on  
 2/13/08

JOHN DICANIO  
 Notary Public, State of New York  
 No. 01D1497768  
 Qualified in Westchester County  
 Commission Expires Feb. 11, 2011

PRINT NAME BEHATH SIGNATURE

JEROME E. GOLDMAN

License No. 1239192

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J. MICHAEL McMAHON

CLERK

FEB 11 2008

DATE

(By) DEPUTY CLERK

Johanna C. Heinemann-Haas

rec'd FEB 12 2007 2 ERH Haas